



General Assembly

## ***Amendment***

***January Session, 2015***

**LCO No. 8225**



Offered by:

SEN. LOONEY, 11<sup>th</sup> Dist.

SEN. DUFF, 25<sup>th</sup> Dist.

SEN. COLEMAN, 2<sup>nd</sup> Dist.

SEN. DOYLE, 9<sup>th</sup> Dist.

SEN. SLOSSBERG, 14<sup>th</sup> Dist.

SEN. GERRATANA, 6<sup>th</sup> Dist.

SEN. LEONE, 27<sup>th</sup> Dist.

SEN. KANE, 32<sup>nd</sup> Dist.

REP. STEINBERG, 136<sup>th</sup> Dist.

To: Subst. Senate Bill No. 99

File No. 346

Cal. No. 249

**"AN ACT CONCERNING NEW CAR DEALERS AND INFORMATION REGARDING THE MAGNUSON-MOSS WARRANTY ACT, THE UNAUTHORIZED ACCESS OF COMPUTER DATA, WRITTEN NOTICE FOR HOMEMAKER OR COMPANION SERVICE REGISTRIES AND BUSINESSES THAT MAKE CERTAIN UNSOLICITED AND INTENTIONALLY MISLEADING TELEPHONE CALLS TO CONSUMERS."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective July 1, 2015*) (a) Each new car dealer, as  
4 defined in section 14-51 of the general statutes, at the time the sale of a  
5 new motor vehicle, as defined in section 14-1 of the general statutes, is  
6 executed, shall deliver to the purchaser of such new motor vehicle a  
7 written statement, printed in not less than ten-point boldface type, as  
8 follows:

9 "The Magnuson-Moss Warranty Act, 15 USC 2301 et seq., makes it  
10 illegal for motor vehicle manufacturers or dealers to void a motor  
11 vehicle warranty or deny coverage under the motor vehicle warranty  
12 simply because an aftermarket or recycled part was installed or used  
13 on the vehicle or simply because someone other than the dealer  
14 performed service on the vehicle. It is illegal for a manufacturer or  
15 dealer to void your warranty or deny coverage under the warranty  
16 simply because you used an aftermarket or recycled part. If it turns out  
17 that an aftermarket or recycled part was itself defective or wasn't  
18 installed correctly and it causes damage to another part that is covered  
19 under the warranty, the manufacturer or dealer has the right to deny  
20 coverage for that part and charge you for any repairs. The Federal  
21 Trade Commission requires the manufacturer or dealer to show that  
22 the aftermarket or recycled part caused the need for repairs before  
23 denying warranty coverage."

24 (b) For purposes of this section, an "aftermarket part" is a part that  
25 was made by a company other than the vehicle manufacturer or the  
26 original equipment manufacturer and a "recycled part" is a part that  
27 was made for and installed in a new vehicle by the manufacturer or  
28 the original equipment manufacturer and later removed from the  
29 vehicle and made available for resale or reuse.

30 Sec. 2. Subsection (a) of section 20-679a of the general statutes is  
31 repealed and the following is substituted in lieu thereof (*Effective*  
32 *October 1, 2015*):

33 (a) Not later than [seven] four calendar days after the date on which  
34 a registry supplies, refers or places an individual with a consumer, the  
35 registry shall provide the consumer with a written notice, to be signed  
36 by the consumer, specifying the legal liabilities of such registry to the  
37 individual supplied or referred to or placed with the consumer. If the  
38 registry maintains an Internet web site, a sample of the notice shall be  
39 posted on such Internet web site.

40 Sec. 3. (NEW) (*Effective July 1, 2015*) A person who provides material

41 information to the Department of Consumer Protection that results in  
42 the investigation of a telephone solicitor and enforcement of subsection  
43 (d) of section 42-288a of the general statutes shall be compensated in an  
44 amount the Commissioner of Consumer Protection decides is  
45 reasonable. The amount shall be paid out of the proceeds collected by  
46 the state as a result of the enforcement of said subsection and shall not  
47 be less than fifteen per cent or more than thirty per cent of the total  
48 amount recovered by the state pursuant to subsections (g) and (k) of  
49 said section."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2015</i>	New section
Sec. 2	<i>October 1, 2015</i>	20-679a(a)
Sec. 3	<i>July 1, 2015</i>	New section